THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.7434 OF 2006

DATED:17.04.2006

Between:

P. Narsamma. and another ..Petitioners

And

The Revenue Divisional Officer, Bhongir Division, Nalgonda District and others .. Respondents

THE HON'BLE SRI JUTICE V.V.S.RAO

WRIT PETITION No.7434 OF 2006

ORDER:

The petitioners assail the proceedings of the first respondent, dated 21.03.2006, in Case No.C/639/2006, whereby and whereunder the first respondent suspended the order of the Mandal Revenue Officer, Choutuppal, dated 27.02.2006. The case of the petitioners is that they are the owners of land in survey No.268 (Acs.14.03 guntas), survey No.269 (Acs.1.33 guntas) and survey No.271 (Acs.3.06 guntas) situated at Malkapuram Village of Choutuppal Mandal, by reason of a decree

passed by the Court of the Junior Civil Judge, Ramannapet, in O.S.No.82 of 1982. They made a representation to the second respondent for necessary mutation and issue of pattadar pass books. The second respondent i.e., the Mandal Revenue Officer, Choutuppal, accordingly issued proceedings No.B/122/06 in favour of the petitioners. Aggrieved by the same, the third respondent herein preferred an appeal, under subsection (5) of Section 5 of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971. While accepting the appeal, the impugned order was passed.

The only submission made by the learned counsel for the petitioners is that by reason of the impugned suspension orders passed by the first respondent, the second respondent might alter the entries in the revenue records, which would cause prejudice to the petitioners. The learned Assistant Government Pleader for Revenue (General) after getting instructions submits that the appeal itself stands posted to 28.04.2006. Therefore, this Court is not inclined to interfere at this stage. It shall be open to the petitioners to move appropriate application for vacating the order impugned, which is in the nature of interlocutory order. Further, the first respondent is directed to dispose of the appeal filed by the third respondent immediately, if possible on 28.04.2006 itself by taking into consideration the decree in favour of the petitioners.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

13.04.2006

Note:Furnish C.C. by 18.04.2006

(B/o)

GJ